

# Exhibit 1



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June 5, 2024

**VIA E-MAIL**

jflint@flintcooper.com  
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Jacob A. Flint  
Laci M. Whitley  
Flint Cooper, LLC  
222 East Park Street, Suite 500  
P.O. Box 189  
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Re: In Re: Cook Medical, Inc. re Sharon Barbour and Myron Barbour, Adam Coleman, Sr. and Rose Coleman, Betty Hayden and Jimmie Hayden, Toby Sills and Sheila Sills, Stella M. Terrell, No. 2570

Dear Counsel:

I attach and serve on you by email in connection with the case described above:

1. The Cook Defendants' Omnibus Motion to Dismiss Cases Filed by Indiana Plaintiffs for Lack of Subject Matter Jurisdiction;
2. The Cook Defendants' Motion for Rule 11 Sanctions; and
3. Declaration of Eldin Hasic.

Pursuant to Federal Rule of Civil Procedure 11(c)(2), we are only *serving* these documents on you at this time. We have not yet filed these documents with the Court, and we will not do so until at least 21 days have passed from the date of this service.

During that intervening period, we ask that you look once again at this case, recognize the lack of diversity of citizenship and therefore the lack of federal subject matter jurisdiction, and agree to voluntarily dismiss this case. If you do agree to dismiss, please complete the form Stipulation of Dismissal Without Prejudice that I enclose and return it to me for filing.

We look forward to receiving your agreement to dismissal at your earliest convenience. If we do not hear from you within the 21 days contemplated by Rule 11, we expect to file these motions with the Court and seek our attorney's fees and costs incurred in preparing the motions.

Jacob A. Flint  
Laci M. Whitley

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June 5, 2024

Very truly yours,

A handwritten signature in black ink, appearing to read 'JBC', with a large, stylized flourish extending from the end.

Jessica Benson Cox

JBC/jlv

Enclosures